

# **FISCAL NOTE**

## **SB 473 - HB 757**

March 3, 2003

**SUMMARY OF BILL:** Adds the knowing killing of another committed under the influence of any intoxicant, marijuana, narcotic drug or drug producing stimulating effects on the central nervous system to the definition of first degree murder. Under current law the *knowing* killing of another would generally be defined as second degree murder and intoxication would be used to mitigate, rather than enhance, the culpability of the offense.

### **ESTIMATED FISCAL IMPACT:**

**Increase State Expenditures - \$2,980,800/Incarceration\***

Assumes 18 convictions for second degree murder will be elevated to first degree murder.

*\*Section 9-4-210, TCA, requires that: For any law enacted after July 1, 1986, which results in a net increase in periods of imprisonment in state facilities, there shall be appropriated from recurring revenues the estimated operating cost of such law. The amount appropriated for operating cost, in current dollars, shall be based upon the highest cost of the next 10 years, beginning with the year the additional sentence to be served impacts the correctional facilities population.*

### **CERTIFICATION:**

This is to duly certify that the information contained herein is true and correct to the best of my knowledge.



James A. Davenport, Executive Director

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